PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, SEPTEMBER 10 19 85

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE COUNCIL CHAMBERS Tuesday EVENING September 10 A.D., 19 85, IN Regular SESSION. PRESIDENT Mark E. GiaQuinta IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING MEMBERS VIZ:

BRADBURY P, BURNS P, EISBART P,
GiaQUINTA P, HENRY P, REDD P,
SCHMIDT P, STIER P, TALARICO P,

ABSENT:

COUNCILMAN:, , ,

THE INVOCATION WAS GIVEN BY

THE MINUTES OF THE LAST REGULAR August 27, 19 85,

, 19,

SPECIAL, 19,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED AND PUBLISHED.

The City of Fort Wayne
LAND USE MANAGEMENT
Division of Community Development & Planning

28 August 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a public alley.

The proposed ordinance is designated as:

BILL NO. G-85-08-41

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
28th day of August 1985.

Melvin O. Smith
Secretary

FACT SHEET

G-85-08-41

BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE Alley Vacation Ordinance

APPROVAL DEADLINE

REASON

DETAILS

Specific Location and/or Address

16'x150' alley extending from the North boundary line of Lots 29 & 30 in Edsalls' Add to the South boundary line of said lots

Reason for Project

Use by General Electric.

Discussion (Including relationship to other Council actions)

19 August 1985 - Public Hearing

John Burns, atty for General Electric appeared before the Commission. Mr. Burns stated the alley was not necessary for ingress or egress and that GE was willing to give easement for any and all utilities that might be effected by the vacation of this alley.

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

26 August 1985 - Business Meeting

Motion to approve the vacation request was made and carried. Of the nine members present 8 voted in favor of the vacation request one (1) did not vote.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** General Electric **City Department** **Other**
Opponents	**Groups or Individuals** **Basis of Opposition**
Staff Recommendation	[X] For [ ] Against **Reason Against**
Board or Commission Recommendation	**By** [X] For [ ] Against [ ] No Action Taken [ ] For with revisions to conditions (See Details column for conditions
CITY COUNCIL ACTIONS (For Council use only)	[ ] Pass [ ] Other [ ] Pass (as amended) [ ] Hold [ ] Council Sub. [ ] Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start Date July 16,1985

Projected Completion or Occupancy Date 9 September 1985

Fact Sheet Prepared by Date 9 September 1985

Patricia Biancaniello

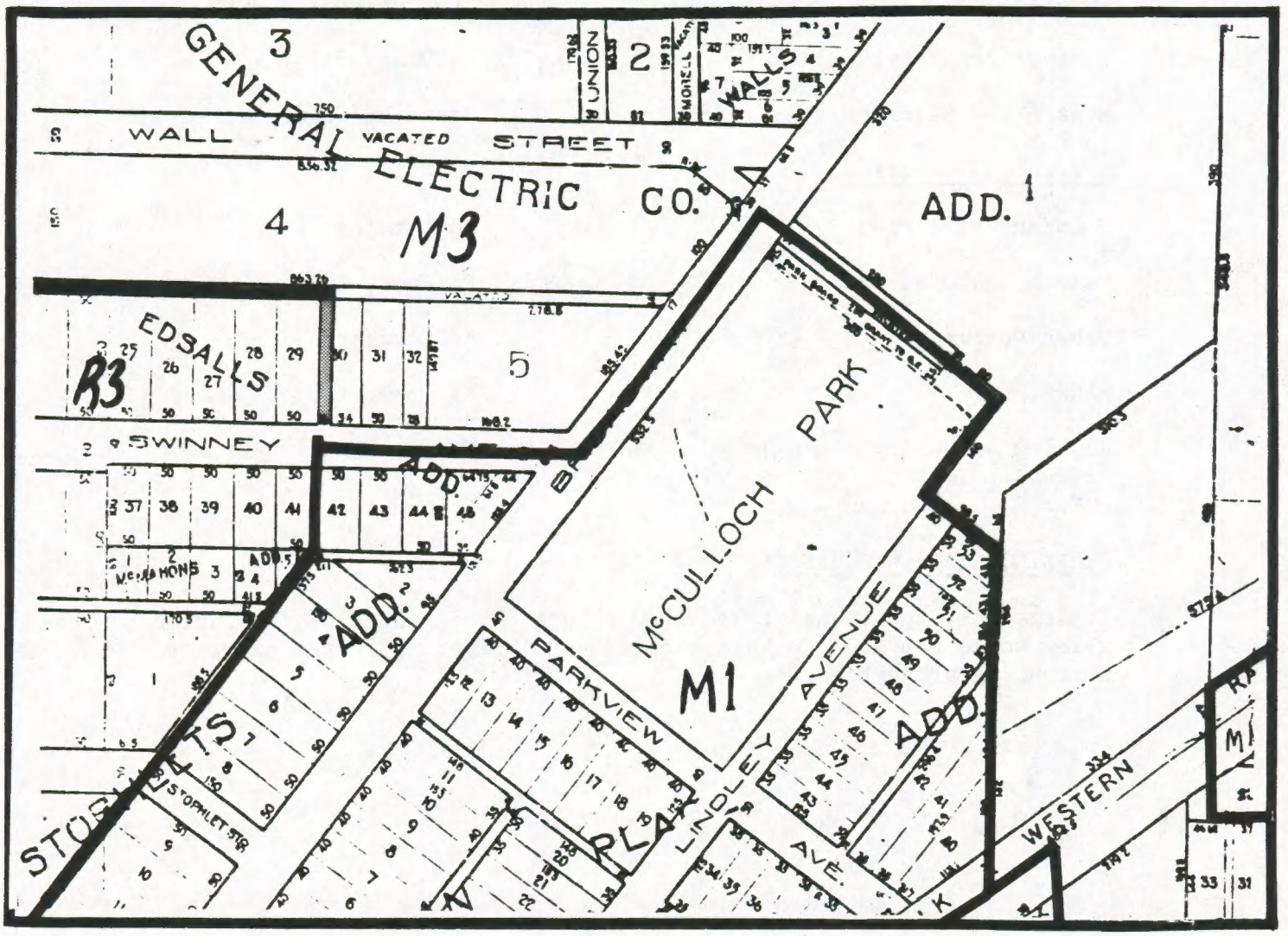
Reviewed by Date 9 September 1985

Gary Barton

Reference or Case Number

#143

GENERAL LOCATION MAP FOR ALLEY VACATION SWINNEY AVE



Zoning:

R3 RESIDENTIAL DISTRICT
M1 LIGHT INDUSTRY
M3 HEAVY INDUSTRY

Land Use:

Bill NO. G-85-08-41

NORTH

Scale: 1"=200'

11

Date: 7-30-85

L.W.

Vacation Petition #143 7 August 1985

PROPOSAL:

Petition to vacate a 16 x 50 foot N/S alley.

GENERAL INFORMATION:

Location:	1000 Swinney Avenue
Size of Property:	2400 sq. ft.
Reason For Request:	Usage by General Electric

SPECIAL INFORMATION:

Comprehensive Plan:	No Comment
Neighborhood Planning:	No Comment
Urban Design:	No Comment
HANDS:	No Comment
Housing Authority	No Comment
SHED:	No Comment

PLANNING STAFF DISCUSSION:

It does not appear that this alley is used by anyone else. Vacation of this alley would not seem to have a detrimental effect upon the city, or the surrouding properties.

RECOMMENDATION: Conditional Approval

Subject to obtaining releases from all utitlities.

If there are utilities in the alley, applicant is to provide easements to appropriate utility companies.

R E S O L U T I O N

75-98-17

WHEREAS, GENERAL ELECTRIC have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

> The 16 foot x 150 foot alley extending from the North boundary line of Lots 29 & 30 in Edsall's Addition to the South boundary line of Lots 29 & 30 in Edsall's Addition to the City of Fort Wayne, Indiana;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-4 12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held September 4 1985 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 4th DAY OF September 1985

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester
David J. Kiester
Director of Public Works

Cosette R. Simon
Cosette R. Simon
Director of Administration & Finance

Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

R E S O L U T I O N

WHEREAS, GENERAL ELECTRIC have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in Fort Wayne, Allen County, to-wit:

The 16 foot x 150 foot alley extending from the North boundary line of Lots 29 & 30 in Edsall's Addition to the South boundary line of Lots 29 & 30 in Edsall's Addition to the City of Fort Wayne, Indiana;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-512.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on August 19, 1985 at 7:00 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley.

WHEREAS, said vacation of public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said public alley in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that the attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held August 26, 1985, and as the same appears of record in the offical records of said Plan Commission.

DATED THIS 28th DAY OF August 19 85

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith
Secretary

The City of Fort Wayne
LAND USE MANAGEMENT
Division of Community Development & Planning

4 September 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-85-08-32

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

FACT SHEET

Bill No. Z-85-08-32
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE | **APPROVAL DEADLINE** | **REASON**

Zoning Ordinance Amendment

DETAILS

Specific Location and/or Address

3535 No. Anthony Blvd.

Reason for Project

To allow for the property owner to sell used cars.

Discussion (Including relationship to other Council actions)

Walter Ostermeyer, 2415 Forest Park Blvd., petitioner stated that he owned the property in question on which is located the store "Mr. Music". He stated that it is almost a half an acre in size and the structure is only about 1800 sq. ft. in size. He stated that they placed some cars on the lot on the corner with the intention of selling them, not realizing that the zoning would not accommodate the selling of used cars. He stated that they were requesting the rezoning in order to generate more income from this property.

Herman Friedrich questioned if they would have a separate office for the selling of cars.

Mr. Ostermeyer stated that they would simply put a sign onthe cars and they would not be out there actively selling cars. He stated that people could inquire in the music store.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Walter Ostermeyer **City Department** **Other**
Opponents	**Groups or Individuals** None **Basis of Opposition**
Staff Recommendation	☐ For ☒ Against **Reason Against** -spot zoning -adverse impact on area
Board or Commission Recommendation	**By** ☐ For ☒ Against ☐ No Action Taken ☐ For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

August 26, 1985 - Business Meeting

Motion to deny was made and carried. of the 9 members present 8 voted in favor of denial one (1) did not vote.

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** July 18, 1985

Projected Completion or Occupancy **Date** September 4, 1985

Fact Sheet Prepared by **Date** September 4, 1985

Patricia Biancaniello

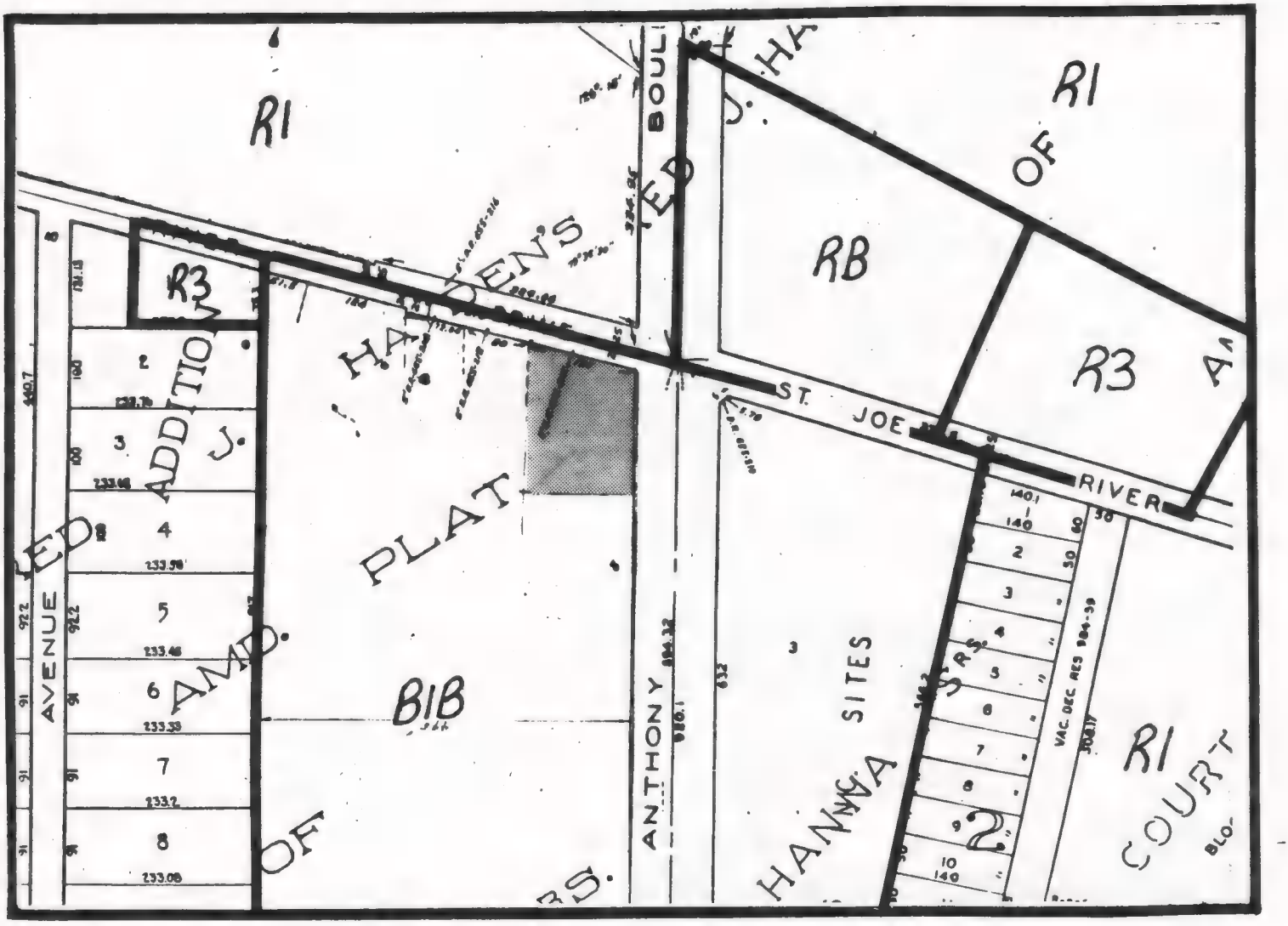
Reviewed by **Date**

Gary Barton 9 September 1985

Reference or Case Number

#148

GENERAL LOCATION MAP FOR 3535 N. ANTHONY BLVD.



Zoning:

BIB LIMITED BUSINESS B
R1 RESIDENTIAL DISTRICT
R3 RESIDENTIAL DISTRICT
RB RESIDENCE "B"

Land Use:

BILL NO. Z-85-08-32

NORTH

Scale: 1"=200'

43

Date: 7-29-85

L.W.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 27, 1985, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-08-32; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 19, 1985;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact".

(1) the grant will be injurious to the public health, safety, morals and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;

(3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;

(5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 26, 1985.

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

Change of Zone #148 7 August 1985

PROPOSAL:

Petitioner requests a change of zone from B-1-B to B-3-B.

GENERAL INFORMATION:

Location:	3535 No. Anthony Blvd.
Legal Description:	In File
Existing Zoning:	B-1-B
Size of Property:	Approximately .48 acres
Surrounding Land Use & Zoning:	North - R-1 - School South - B-1-B - Commercial East - B-1-B - Commercial West - R-1 - SFR
Reason For Request:	Expansion of business uses.
Applicable Regulations:	B-1-B is a limited business designation that excludes many uses.

SPECIAL INFORMATION:

Public Utilities:	Available
Physical Characteristics:	Property has been developed commercially.
Comprehensive Plan:	The General Land Use Policies of the Comprehensive Plan states that rezonings and development proposals should be compatible with existing land uses and should not establish an undesirable precedent in the area The goal in the Middle Ring, where this request is located, is to maintain investments and prevent deterioration of the existing neighborhoods.
Neighborhood Planning:	No Comment
Urban Design:	No Comment
HANDS:	No Comment

Housing Authority: No Comment

SHED: No Comment

PLANNING STAFF DISCUSSION:

The B-3-B designation allows a number of uses that would adversely impact the area. The existing zoning is compatible with the surrounding area, and limits the impact of commercial this close to school and residential development. In trying to retain the quality of life, we need to allow only the less commercial developments that exist.

RECOMMENDATION: Denial

Reasons:

1) Approval would constitute a spot zone.

2) Approval would make it difficult to deny similar petitions.

3) Approval would adversely impact the surrounding area,

FACT SHEET

Bill No. Z-85-08-32

BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON
Zoning Ordinance Amendment		

DETAILS

Specific Location and/or Address

3535 No. Anthony Blvd.

Reason for Project

To allow for the property owner to sell used cars.

Discussion (Including relationship to other Council actions)

Walter Ostermeyer, 2415 Forest Park Blvd., petitioner stated that he owned the property in question on which is located the store "Mr. Music". He stated that it is almost a half an acre in size and the structure is only about 1800 sq. ft. in size. He stated that they placed some cars on the lot on the corner with the intention of selling them, not realizing that the zoning would not accommodate the selling of used cars. He stated that they were requesting the rezoning in order to generate more income from this property.

Herman Friedrich questioned if they would have a separate office for the selling of cars.

Mr. Ostermeyer stated that they would simply put a sign onthe cars and they would not be out there actively selling cars. He stated that people could inquire in the music store.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Walter Ostermeyer **City Department** **Other**
Opponents	**Groups or Individuals** None **Basis of Opposition**
Staff Recommendation	☐ For ☒ Against **Reason Against** -spot zoning -adverse impact on area
Board or Commission Recommendation	**By** ☐ For ☒ Against ☐ No Action Taken ☐ For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

August 26, 1985 - Business Meeting

Motion to deny was made and carried. of the 9 members present 8 voted in favor of denial one (1) did not vote.

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** July 18, 1985

Projected Completion or Occupancy **Date** September 4, 1985

Fact Sheet Prepared by **Date** September 4, 1985

Patricia Biancaniello

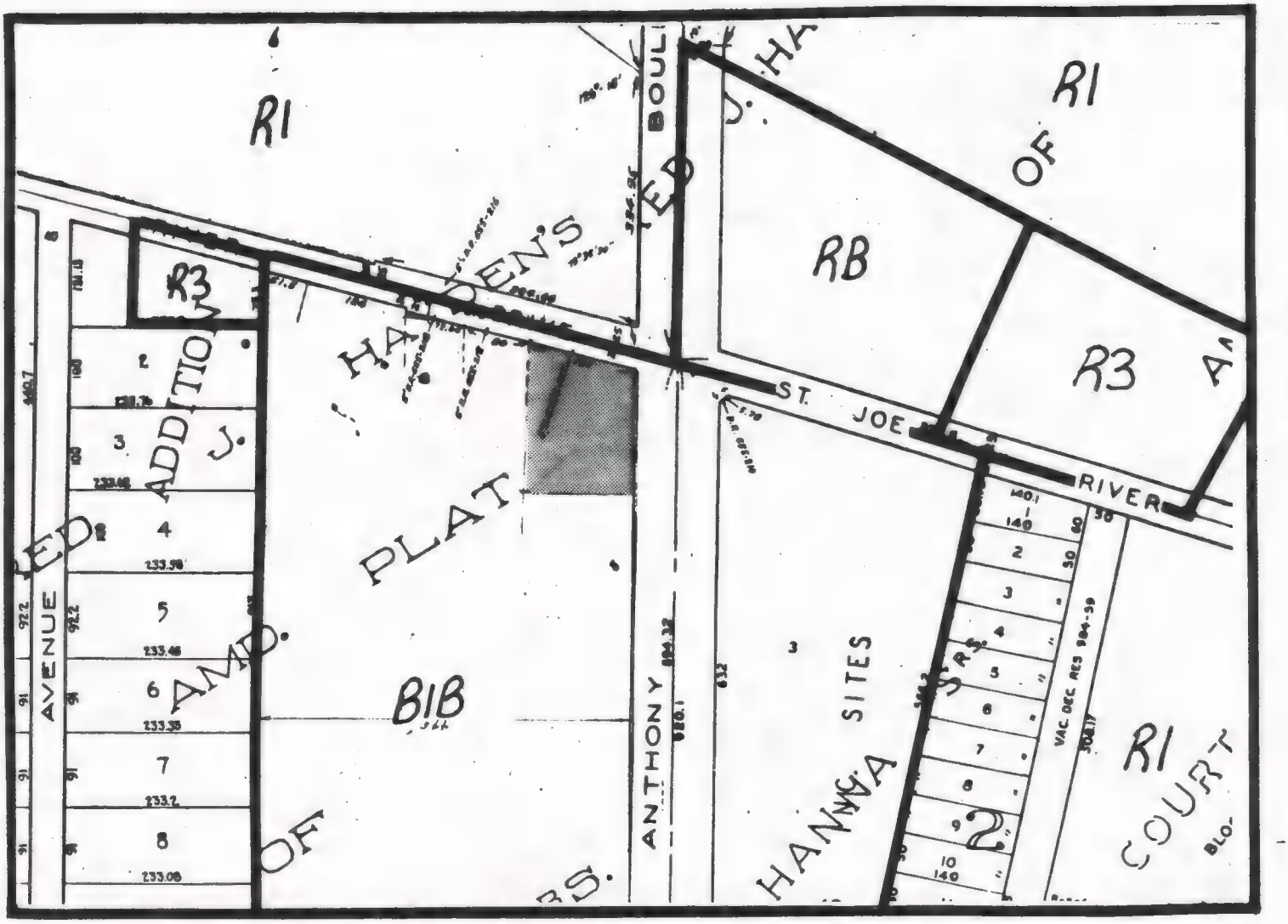
Reviewed by **Date**

Gary Baxter 9 September 1985

Reference or Case Number

#148

GENERAL LOCATION MAP FOR 3535 N. ANTHONY BLVD.



Zoning:

BIB LIMITED BUSINESS B
R1 RESIDENTIAL DISTRICT
R3 RESIDENTIAL DISTRICT
RB RESIDENCE "B"

Land Use:

BILL NO. Z-85-08-32

NORTH

Scale: 1"=200'

Date: 7-29-85

L.W.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 27, 1985, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-08-32; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 19, 1985;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact".

(1) the grant will be injurious to the public health, safety, morals and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;

(3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;

(5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 26, 1985.

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

Change of Zone #148 7 August 1985

PROPOSAL:

Petitioner requests a change of zone from B-1-B to B-3-B.

GENERAL INFORMATION:

Location:	3535 No. Anthony Blvd.
Legal Description:	In File
Existing Zoning:	B-1-B
Size of Property:	Approximately .48 acres
Surrounding Land Use & Zoning:	North - R-1 - School South - B-1-B - Commercial East - B-1-B - Commercial West - R-1 - SFR
Reason For Request:	Expansion of business uses.
Applicable Regulations:	B-1-B is a limited business designation that excludes many uses.

SPECIAL INFORMATION:

Public Utilities:	Available
Physical Characteristics:	Property has been developed commercially.
Comprehensive Plan:	The General Land Use Policies of the Comprehensive Plan states that rezonings and development proposals should be compatible with existing land uses and should not establish an undesirable precedent in the area The goal in the Middle Ring, where this request is located, is to maintain investments and prevent deterioration of the existing neighborhoods.
Neighborhood Planning:	No Comment
Urban Design:	No Comment
HANDS:	No Comment

Housing Authority: No Comment

SHED: No Comment

PLANNING STAFF DISCUSSION:

The B-3-B designation allows a number of uses that would adversely impact the area. The existing zoning is compatible with the surrounding area, and limits the impact of commercial this close to school and residential development. In trying to retain the quality of life, we need to allow only the less commercial developments that exist.

RECOMMENDATION: Denial

Reasons:

1) Approval would constitute a spot zone.

2) Approval would make it difficult to deny similar petitions.

3) Approval would adversely impact the surrounding area,

The City of Fort Wayne

LAND USE MANAGEMENT
Division of Community Development & Planning

4 September 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-85-08-35

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

FACT SHEET

Bill No. Z-85-08-35
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE
Zoning Ordinance Amendment

APPROVAL DEADLINE

REASON

DETAILS

Specific Location and/or Address
1219; 1333; 1403 & 1413 Getz Road

Reason for Project
Rehab structure on 1413 Getz Road into a restaurant.

Discussion (Including relationship to other Council actions)

August 19, 1985 - Public Hearing

Robert Connolly, petitioner, stated that he did not feel that this would be spot zoning as was stated in the staff analysis. He pointed out the fact that the Commission had last month given a DO PASS recommendation to the north of this property on Illinois Road. He stated also that there is 440 feet along Getz Road that is already zoned B-4. He stated that the property in question is too small to be developed into multi-family and felt that if it went with out being rezoned it would be one spot surrounded by otherwise general commercial. He stated the use they intended would not have an adverse impact on the area.

Bob Johnson, potential purchaser of 1413 Getz Road stated that they are proposing a small continental type restaurant which would hold a maximum of 70 people. He stated the only change to the present structure woukd be the addition of a 22' x 30'addition for kitchen facilities.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Robert Connolly; Thomas Brewer; Richard Kimmel **City Department** Robt Dill **Other**
Opponents	**Groups or Individuals** Westmoor Neighborhood Assn. **Basis of Opposition** -devalue property -add to traffic problem
Staff Recommendation	☐ For ☒ Against **Reason Against** -spot zoning -adverse impact on area
Board or Commission Recommendation	**By** ☐ For ☒ Against ☐ No Action Taken ☐ For with revisions to conditions (See Details column for conditions
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

Edith Kenna asked if they were only using the property at 1413 Getz Road why they had requested rezoning on the properties to the north.

Mr. Connolly stated he had spoken with staff and felt after speaking with them that it would look less like spot zoning if they included all of the properties.

Bob Craighead, 1518 Getz Road; Jane Seeberg, 1726 Getz Road; Howard Miller, 1529 Getz Road; Diane Noble, Pres., Westmoor Neighborhood Assn. appeared in opposition. The opposition stated that there was no need for a restaurant in the immediate area. They stated that the rezoning would be a detriment to the area, devaluing their property and adding to the traffic congestion. It was also pointed out that the property is in the Lawrence Drain and if the property to be rezoned they would like some consideration on the drain.

There was no one else present who wished to speak in favor of or in opposition to the proposed rezoning.

26 August 1985 - Business Meeting

Motion to deny was made and carried. Of the nine members present 8 voted in favor of denial one (1) did not vote.

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** July 16, 1985

Projected Completion or Occupancy **Date** September 4, 1985

Fact Sheet Prepared by **Date** September 4, 1985

Patricia Biancaniello

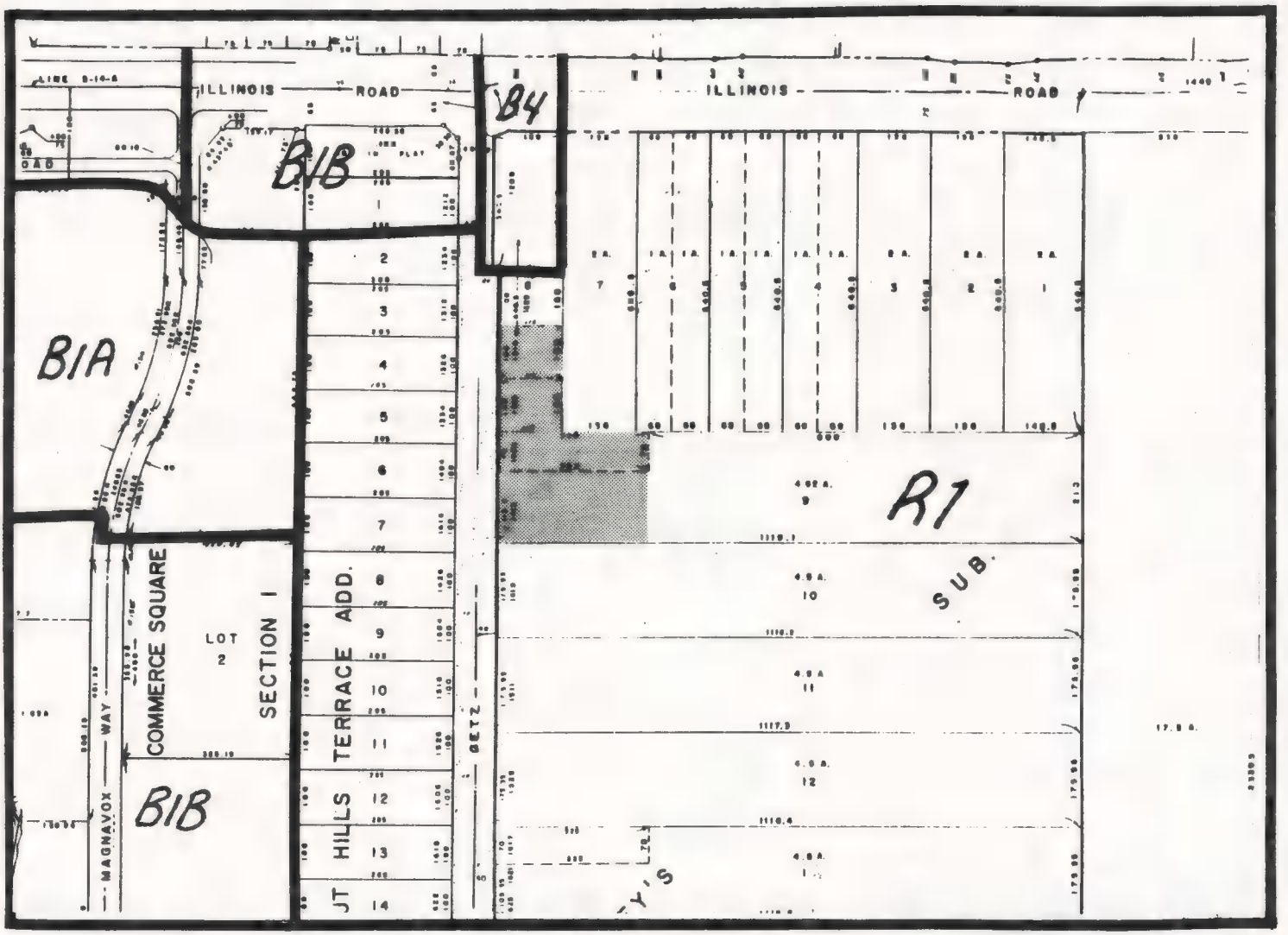
Reviewed by **Date** 9 September 9, 1985

Gary Baxter

Reference or Case Number

#142

GENERAL LOCATION MAP FOR 1413 GETZ ROAD



Zoning:

Land Use:

R1 RESIDENTIAL DISTRICT
B1B LIMITED BUSINESS 'B'
B1A LIMITED BUSINESS 'A'
B4 ROADSIDE BUSINESS

BILL NO. Z-85-08-35

NORTH

Scale: 1"= 260'

Date: 7-30-85

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 27, 1985, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-08-35; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 19, 1985; and,

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact".

(1) the grant will be injurious to the public health, safety, morals and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;

(3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;

(5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 26, 1985.

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

Change of Zone #142 — 7 August 1985

PROPOSAL:

Petitioner requests a change of zone from R-1 to B-1-B.

GENERAL INFORMATION:

Location:	1413 Getz Road
Legal Description:	Lot 9, except the West 320' of the North 75' and the East 800' in Pavey's Subdivision.
Existing Zoning:	R-1
Size of Property:	Approximately .80 acres
Surrounding Land Use & Zoning:	North - R1 & B4 - SFR & Commercial South - R-1 - SFR East - R-1 - SFR West - R-1 - SFR
Reason For Request:	Construction of a restaurant.
Applicable Regulations:	R-1 is a single family residential designation.

SPECIAL INFORMATION:

Public Utilities:	Available
Physical Characteristics:	Area has recently seen a number of rezoning petitions. Existing structures are for the most part well maintained.
Comprehensive Plan:	The General Land Use Policies of the Comprehensive Plan states that rezonings and development proposals should be compatible with existing land uses and should not establish an undesirable precedent in the area. The goal in the Outer Ring is to encourage growth in a balanced manner that is within or adjacent to existing development in the urban service area.
Neighborhood Planning:	No Comment
Urban Design:	No Comment

HANDS: No Comment

Housing Authority: No Comment

SHED: No Comment

PLANNING STAFF DISCUSSION:

This area is shown on the Comprehensive Plan as developing commercially. Coupled with the Plan Commission's policy regarding Illinois Road, we feel that this petition shoudl be denied. The Illinois Road Corridor provides adequate frontage for commercial development. This site does not represent a logical extnesion of commercial uses. The commercial rezoning of Illinois Road to commercial will permit Getz to be maintained for residential purposes.

RECOMMENDATION: Denial

Reasons:

1) Approval would constitute a spot zoning.

2) Approval would adversely impact the residential area.

3) Approval would make it difficult to deny similar petitions.

The City of Fort Wayne

LAND USE MANAGEMENT
Division of Community Development & Planning

4 September 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-85-08-33

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

FACT SHEET

Bill No. Z-85-08-33

BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON
Zoning Ordinance Amendment		

DETAILS	POSITIONS	RECOMMENDATIONS
Specific Location and/or Address 2606 Lake Avenue	Sponsor	City Plan Commission
Reason for Project ---	Area Affected	City Wide Other Areas
	Applicants/ Proponents	Applicant(s) City Department Other
Discussion (Including relationship to other Council actions) WITHDRAWN August 26, 1985	Opponents	Groups or Individuals Basis of Opposition
	Staff Recommendation	☐ For ☐ Against Reason Against
	Board or Commission Recommendation	By ☐ For ☐ Against ☐ No Action Taken ☐ For with revisions to conditions (See Details column for conditions
	CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start Date

Projected Completion or Occupancy Date

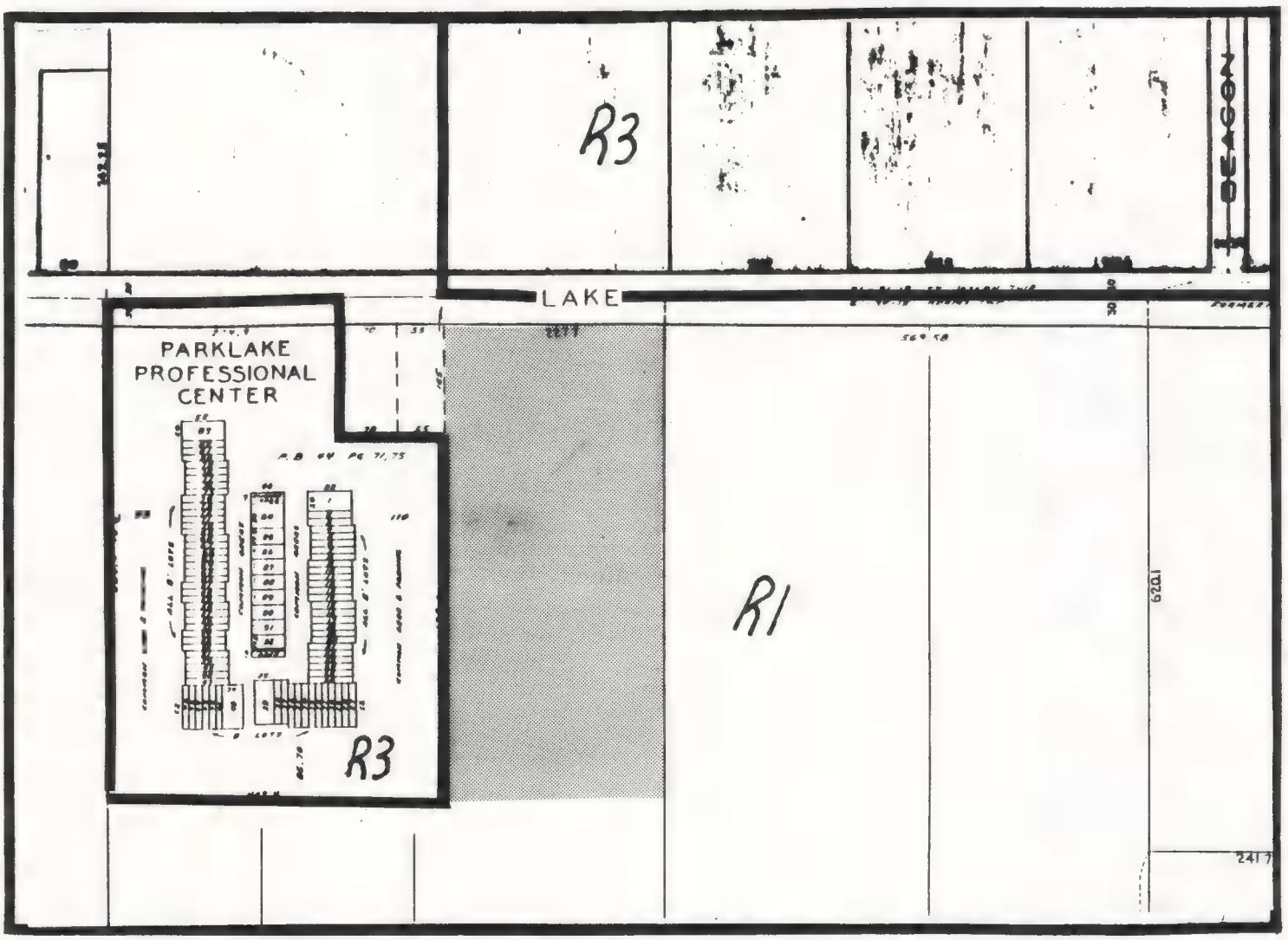
Fact Sheet Prepared by Date

Reviewed by Date 9 September 1985

Reference or Case Number

#149

GENERAL LOCATION MAP FOR 2606 LAKE AVE.



Zoning:

R1 RESIDENTIAL DISTRICT
R3 RESIDENTIAL DISTRICT

Land Use:

BILL NO. Z-85-08-33

NORTH

Scale: 1"=200'

Date: 7-30-85

L.W.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 27, 1985, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-08-33; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as require by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 19, 1985; and,

WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 26, 1985.

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

The City of Fort Wayne
LAND USE MANAGEMENT
Division of Community Development & Planning

4 September 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-85-08-37

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

FACT SHEET

Bill No. Z-85-08-37
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE
Zoning Ordinance Amendment

APPROVAL DEADLINE

REASON

DETAILS

Specific Location and/or Address
2601 McArthur Drive

Reason for Project
Retail Florist Shop or Barber Shop

Discussion (Including relationship to other Council actions)

August 19, 1985 - Public Hearing

Perry Shultz, attorney for the prospective purchaser, James Ebbing stated that Mr. Ebbing wanted to use this property as a Florist Shop or a a barber shop. He stated that the structure on the property has always been used for business, but the property was downzoned in 1973 from a B-1-A to a R-1 and since its downzoning it has not been used as a residential structure. He stated that it is poorly maintained and presently is an eyesore. He stated that the type of business that Mr. Ebbing was suggesting would not be a burden to the traffic. He stated that a small retail outlet would benefit from it.

Edith Kenna stated that she did feel this would be spot zoning, but thought it had viability as a Use Variance.

David Kiester stated that he too shared Mrs. Kenna's opinion with regard to the viability of a Use Variance on this property.

Keith Crider, 2904 McArthur Drive supported the rezoning petition.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** W.H. Hanke **City Department** **Other**
Opponents	**Groups or Individuals** Marvin Crell, atty, representing residents **Basis of Opposition** -detriment to area -add to traffic congestion -devalue property in area
Staff Recommendation	☐ For ☒ Against **Reason Against** -spot zoning -adverse impact on area
Board or Commission Recommendation	**By** ☐ For ☒ Against ☐ No Action Taken ☐ For with revisions to conditions (See Details column for condition
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

Date: 7-29-85

Z.W.

DETAILS

Ben Eisbart made a part of the record a remonstrance with 27 signatures, along with a letter from Mrs. Richard Patton who had solicited the signatures.

There was no one else present who wished to speak in favor of or in opposition to the proposed rezoning.

26 August 1985 - Business Meeting

Motion was made to deny and carried.
Of the nine members present 8 voted in favor of denial and one (1) did not vote.

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** June 12, 1985

Projected Completion or Occupancy **Date** 9 September 1985

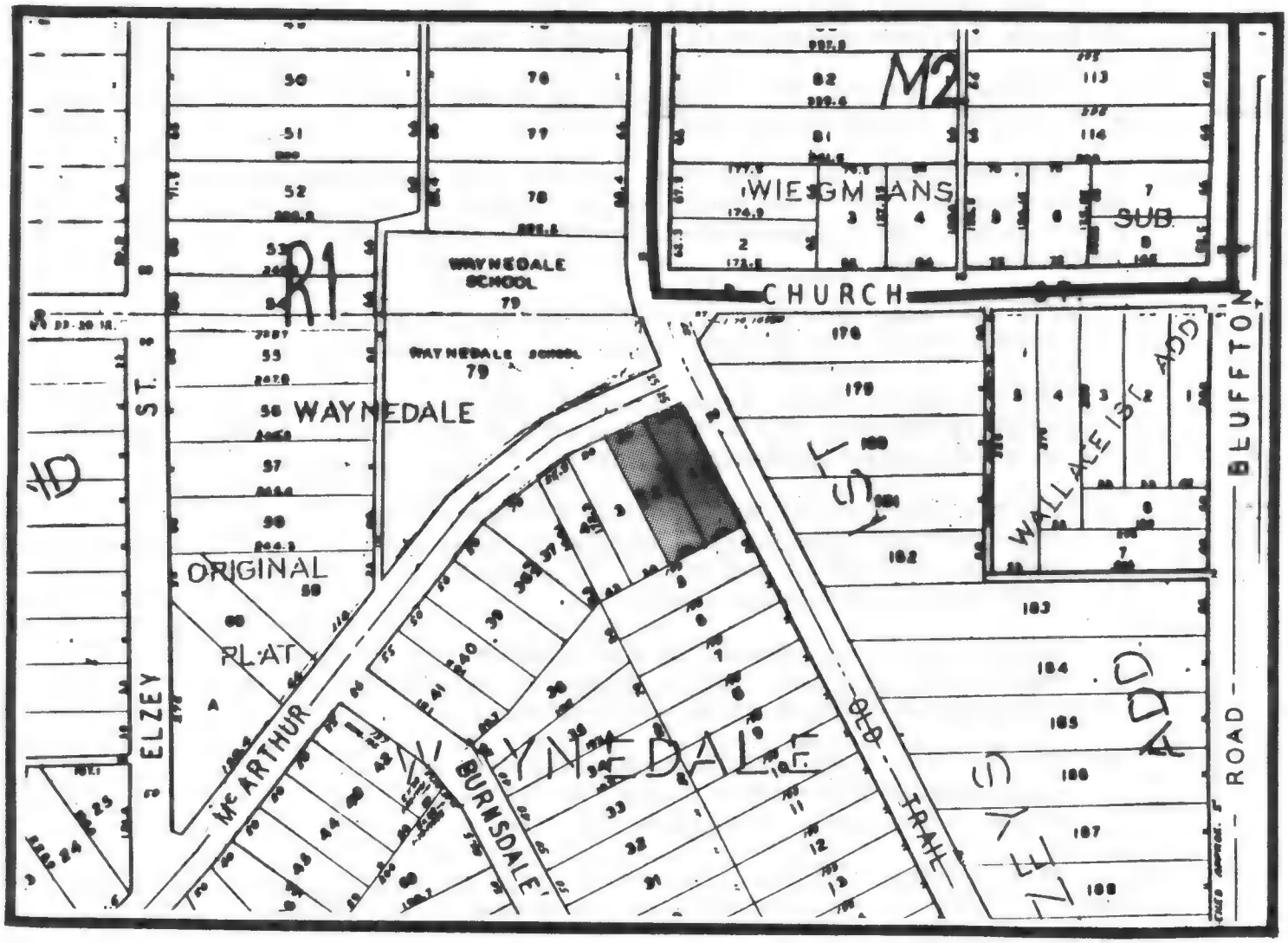
Fact Sheet Prepared by **Date** 9 September 1985
Patricia Biancaniello

Reviewed by **Date** 9 September 1985
Gary Bretts

Reference or Case Number 9 September, 1985

#146

GENERAL LOCATION MAP FOR 2601 McARTHUR DRIVE



Zoning:

R1 RESIDENTIAL DISTRICT
M2 GENERAL INDUSTRY

Land Use:

BILL NO. Z-85-08-37

NORTH

Scale: 1" = 200'

27

Date: 7-29-85

L.W.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 27, 1985, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-08-37; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 19, 1985;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact".

(1) the grant will be injurious to the public health, safety, morals and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;

(3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;

(5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 26, 1985.

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

Change of Zone #146 6 August 1985

PROPOSAL:

Petitioner request a change of zone from R-1 to B-1-A.

GENERAL INFORMATION:

Location:	2601 McArthur Drive
Legal Description:	Lots 1 & 2 Waynedale Gardens
Existing Zoning:	R-1
Size of Property:	.41 Acres approximately
Surrounding Land Use & Zoning:	North - R-1 - SFR & School South - R-1 - SFR East - R-1 - SFR West - R-1 - SFR
Reason For Request:	A proposed florist shop.
Applicable Regulations:	R-1 is a single family residential classification.

SPECIAL INFORMATION:

Public Utilities:	Available
Physical Characteristics:	Area is primiarly developed residentially with a school located directly north.
Comprehensive Plan:	The General Land Use Policies of the Comprehensive Plan states that rezonings and development proposals should be compatible with existing land uses and should not establish an undesirable precedent in the area. The goal in the Middle Ring, where this request is located, is to maintain investments and prevent deterioration of the existing neighborhoods.
Neighborhood Planning:	No Comment
Urban Design:	No Comment
HANDS:	No Comment
Housing Authority:	No Comment

SHED: No Comment

PLANNING STAFF DISCUSSION:

Commercial rezonings in this area would have adverse impact on the quality of residential life, and increased traffic would affect the pedestrian safety of school children. The proposal does not appear to be in the best interest of the residential area, nor in compliance with the Comprehensive Plan. Approval would constitute "spot zoning" and could make it very difficult to deny similar petitions.

RECOMMENDATION: Denial

1) Approval would constitute spot zoning.
2) Approval would adversely impact the surrouding area.
3) Approval would make it difficult to deny similar petitions.
4) There are other areas more suitable for this type of zoning and/or use.

The City of Fort Wayne
LAND USE MANAGEMENT
Division of Community Development & Planning

4 September 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-85-08-39

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

FACT SHEET

Bill No. Z-85-08-39
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	APPROVAL DEADLINE	REASON
Zoning Ordinance Amendment		

DETAILS

Specific Location and/or Address
Southeast corner of East State & Grandeur.

Reason for Project

To sell or build to suit a small professional type of practice or business.

Discussion (Including relationship to other Council actions)

19 August 1985 - Public Hearing

Phil Terrill, attorney representing the petitioner stated that this would not be spot zoning as was stated by the staff analysis. He stated that across the street and immediately to the east were R-3 zoning. He stated that it does sit on the corner and felt this would be spot discrimination not to include this as an R-3 parcel. He stated that the intention of the petitioner was to sell or build to suit a tenant with a rather small professional type of practice or business. He stated that the land as it stands now is not marketable residentially, since it is immediately next to R-3 zoning. He stated the only marketable concept is to have it conform with that land that it is around.

Steve Smith questioned what the use of the R-3 zonings in the area were.

Mr. Terrill stated that he was not sure of all of them but that the property adjacent to the one in question was used as an office.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Cynthia Dickman **City Department** **Other**
Opponents	**Groups or Individuals** Monarch Park Assn. **Basis of Opposition** -detriment to area -R-3 not compatible with present land use in area -devalue property
Staff Recommendation	☐ For ☒ Against **Reason Against** -spot zoning -adverse impact on area
Board or Commission Recommendation	**By** ☐ For ☒ Against ☐ No Action Taken ☐ For with revisions to conditions (See Details column for conditions
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

Opposition: Mary Ann Ervin, Monarch Park Neighborhood Association; Janet Bradbury, 2109 Pinnacle Court; Jan Romine, 2218 Grandeur Drive; Laura Edwards, 1818 Dominion Avenue

Those in opposition stated they were opposed to this property being zoned anything other than R-1. They stated they felt a high zoning would create an increase in traffic thereby causing a threat to personal safety. They stated it would not be compatbile with the present land use in the area. The President of Monarch Park Association presented the Commission with a remonstrance signed by 285 residents.

There was no one else present who wished to speak in favor of or in opposition to the proposed rezoning.

26 August 1985 - Business Meeting

Motion to deny was made and carried. Of the nine member present 8 voted in favor of denial, one (1) did not vote.

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** July 12, 1985

Projected Completion or Occupancy **Date** 9 September 1985

Fact Sheet Prepared by **Date** 9 September 1985

Patricia Biancaniello

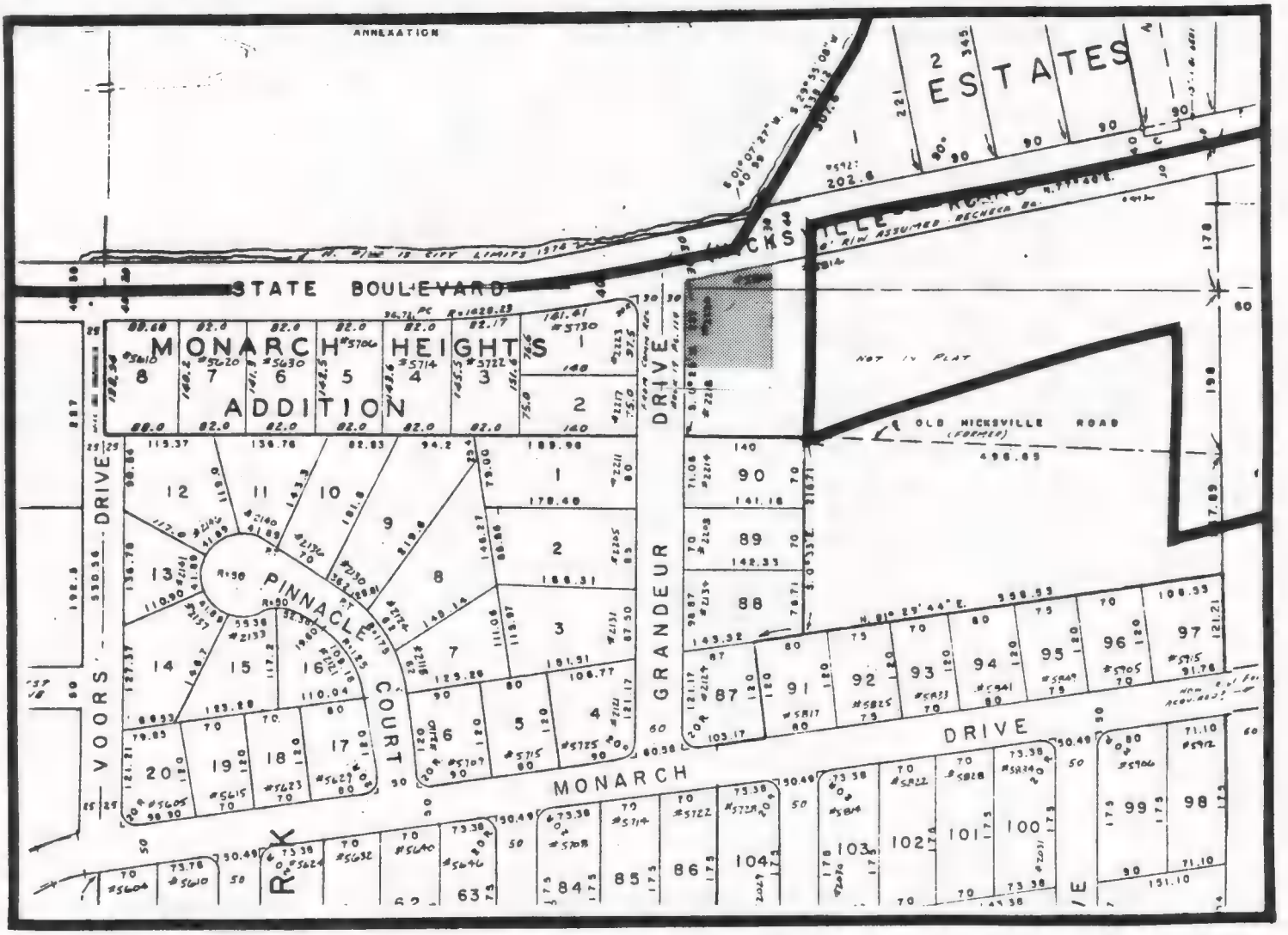
Reviewed by **Date** 9 September 1985

Gary Buetto 9 September, 1985

Reference or Case Number

#144

GENERAL LOCATION MAP FOR THE SOUTHEAST CORNER OF STATE BLVD & GRANDEUR.



Zoning:

R1 RESIDENTIAL DISTRICT

R3 RESIDENTIAL DISTRICT

Land Use:

BILL NO. Z-85-08-39

NORTH

Scale: 1" = 200'

23

Date: 7-29-85

L.W.

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 27, 1985 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-08-39; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 19, 1985;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact".

(1) the grant will be injurious to the public health, safety, morals and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;

(3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;

(5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 26, 1985.

Certified and signed this
4th day of September 1985.

Melvin O. Smith
Secretary

Change of Zone #144 6 August 1985

PROPOSAL:

Cynthia M. Dickman petitions for a change of zone from R-1 to R-3.

GENERAL INFORMATION:

Location:	SE corner of State Blvd., & Granduer Dr.
Legal Description:	See File
Existing Zoning:	R-1
Size of Property:	Approximately .46 Acres
Surrounding Land Use & Zoning:	North - R-3 - Residential South - R-1 - Residential East - R-3 - Offices West - R-1 - Residential
Reason For Request:	Unknown
Applicable Regulations:	R-1 is primarily a single family residential district.

SPECIAL INFORMATION:

Public Utilities:	Are available.
Physical Characteristics:	Parcel sits immediately west of a developed office area, and east of single family residential dwellings.
Comprehensive Plan:	The general land use policies of the Comprehensive Plan states that rezonings and development proposals should be compatible with existing land uses and should not establish an undesirable precedent in the area. The goal of the Outer Ring is to encourage growth in a balanced manner that is within or adjacent to existing development in urban service area. In the Northeast sector, where this request is located, the goal is to maintain a balanced development pattern within the urban service area.

Neighborhood Planning: No Comment

Urban Design: No Comment

HANDS: No Comment

Housing Authority: No Comment

SHED: No Comnet

PLANNING STAFF DISCUSSION:

The area immediately to the south, and to the west is a developed residential subdivision. The existing zoning permits single family uses. The requested R-3 designation would allow multi-family or could allow office use (with BZA Approval). The impact of this petition's approval would be felt by the residents of Monarch Height both physically (incresed traffic, light, etc.) and aesthically. Such impact would lower the quality of life that has been present.

RECOMMENDATION: Denial

1) Approval would constitute a spot zone.
2) Approval would adversely impact the residential properties around this location.
3) Approval would make it difficult to deny similar petitions.
4) There are other areas more appropriate for this type of zoning.

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 134/85/D
135/85/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Lawrence D. Consalvos

Lawrence D. Consalvos, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 134/85/D 135/85/E)

I hereby certify that I did this 5th day of September, 1985 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 134/85/D 135/85/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

J. D. Conklin

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 134/85/D

(Adopted September 4, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-52 of said chapter delegates to this Board authority to PREFERENTIAL INTERSECTION (DELEGATED)

AND DELETE: PREFERENTIAL INTERSECTION (DELEGATED)

; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 26, 1985, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-52 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective September 4, 1985 and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

PREFERENTIAL INTERSECTION (DELEGATED)

Leroy Avenue -- preferential -- at Glenwood Avenue

DELETE: PREFERENTIAL INTERSECTION (DELEGATED)

Glenwood Avenue -- preferential -- at Leroy Avenue

REGULATORY RESOLUTION NO. 135/85/E

(Adopted September 4, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to IMPAIRED MOBILITY PARKING (COMMERCIAL) (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 27, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 4, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (COMMERCIAL) (EMERGENCY)	
Villa Capri Apartments 1923 Fox Point Trail	— 520 feet east of the east edge line of Anthony Boulevard and 170 feet north of the north edge line of Fox Point Trail (see attached map)

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers:

136/85/E	141/85/E	146/85/E
137/85/E	142/85/E	147/85/E
138/85/E	143/85/E	
139/85/E	144/85/E	
140/85/E	145/85/E	

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Lawrence D. Consalvos

Lawrence D. Consalvos, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. see below)

I hereby certify that I did this 6th day of September, 1985 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. see below of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

J. D. Conadhos

CHAIRMAN, Board of Public Safety

136/85/E
137/85/E
138/85/E
139/85/E
140/85/E
141/85/E
142/85/E
143/85/E
144/85/E
145/85/E
146/85/E
147/85/E

REGULATORY RESOLUTION NO. 136/85/E

(Adopted September 6, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 102/85/E: IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 3, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

626 West DeWald Street -- south side -- from 50 feet east of Oakley Street to 20 feet east thereof

REGULATORY RESOLUTION NO. 137/85/E

(Adopted September 6, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 103/85/E: STOP INTERSECTION (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 3, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Drexel Avenue -- stop -- for Euclid Avenue

REGULATORY RESOLUTION NO. 138/85/E

(Adopted September 6, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 138/85/E: 90 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY) : AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September — — 3, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

90 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Fifth Street -- south side -- from Harrison Street to 130 feet west thereof

REGULATORY RESOLUTION NO. 139/85/E

(Adopted September 6, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 107/85/E: STOP INTERSECTION (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 3, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Kentland Avenue -- stop -- for Louisedale Drive

Kentland Avenue -- stop -- for Trick Avenue

REGULATORY RESOLUTION NO. 140/85/E

(Adopted September 6, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to STOP INTERSECTION (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 5, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Papermill Crossing -- stop -- for Inland Trail

REGULATORY RESOLUTION NO. 141/85/E

(Adopted September 6, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 99/85/E: NO PARKING (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 21, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Monroe Street -- east side -- from Oxford Street to 170 feet north thereof

REGULATORY RESOLUTION NO. 142/85/E

(Adopted September 6, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 100/85/E: ONE WAY ALLEY (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 21, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

ONE WAY ALLEY (EMERGENCY)

The First Alley East of Barr Street -- one way southbound -- from Berry Street south to the first alley south thereof

REGULATORY RESOLUTION NO. 143/85/E

(Adopted September 6, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 98/85/E: STOP INTERSECTION (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated August 21, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Kiwanis Drive -- stop -- for Monument Drive

Monument Drive -- stop -- for Neighbor Drive

REGULATORY RESOLUTION NO. 144/85/E

(Adopted September 6, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to SPEED LIMIT 30 M.P.H. (TEMPORARY) (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 3, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 30 M.P.H. (TEMPORARY) (EMERGENCY)

Bluffton Road -- from Engle Road to Broadway

REGULATORY RESOLUTION NO. 145/85E

(Adopted September 6, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to NO PARKING 8 A.M. to 9 A.M. and 3 P.M. to 4 P.M. (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 5, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING 8 A.M. to 9 A.M. and 3 P.M. to 4 P.M. (EMERGENCY)

Lynn Avenue -- both sides -- from Kensington Avenue to Woodward Avenue

REGULATORY RESOLUTION NO. 146/85/E

(Adopted September 6, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 112/85/E: NO PARKING (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 6, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Masterson Avenue -- north side -- from Clinton Street to 235 feet east thereof

REGULATORY RESOLUTION NO. 147/85/E

(Adopted September 6, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 113/85/E: STOP INTERSECTION (EMERGENCY) and DELETE: PREFERENTIAL INTERSECTION (EMERGENCY): AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 6, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective September 6, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Fairfax Avenue -- stop -- for Plaza Drive

DELETE: PREFERENTIAL INTERSECTION (EMERGENCY)

Plaza Drive -- preferential -- at Fairfax Avenue

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 148/85/D

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Lawrence D. Consalvos

Lawrence D. Consalvos, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 148/85/D)

I hereby certify that I did this 11th day of September, 1985 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 148/85/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

J.D. Condra

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 148/85/D

(Adopted September 11, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-61 of said chapter delegates to this Board authority to PLAY STREETS (DELEGATED)

_____

_____

_____

_____

_____; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 9, 19 85, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-61 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective September 11, 19 85, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

PLAY STREET	(DELEGATED)
Liberty Drive	-- from Lower Huntington Road to Waynewood Drive from 11:50 a.m. to 12:30 p.m. Monday thru Friday when barricades are in place
PLAY STREET	(DELEGATED)
Pasadena Drive	-- from Arlington Avenue to Fairfield Avenue from 9:45 a.m. to 10:20 a.m.; 11:45 a.m. to 12:30 p.m.; and 3:00 p.m. to 3:10 p.m. Monday thru Friday when barricades are in place
PLAY STREET	(DELEGATED)
The east/west alley	-- between Broadway and VanBuren Street and between Washington Boulevard and Jefferson Boulevard, that portion of the alley adjacent to the playground area only from 9:45 a.m. to 10:30 a.m.; 11:50 a.m. to 12:50 p.m.; and from 1:30 p.m. to 2:30 p.m. Monday thru Friday and 12:35 p.m. to 3:00 p.m. on selected Tuesdays and Thursdays when barricades are in place
PLAY STREET	(DELEGATED)
The north/south alley	-- between Spring Street and Huffman Street and between St. Marys's Avenue and Oakland Street, that portion of the alley adjacent to the parking lot/playground area only, from 8:15 a.m. to 3:15 p.m. Monday thru Friday when barricades are in place.

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 149/85/D

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Lawrence D. Consalvos

Lawrence D. Consalvos, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 149/85/D)

I hereby certify that I did this 12th day of September, 1985 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 149/85/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

J. D. Conrad

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 149/85/D

(Adopted September 12, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-87 of said chapter delegates to this Board authority to NO PARKING (DELEGATED) ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated September 10, 19 85, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-87 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective September 12, 19 85, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (DELEGATED)

Brighton Drive -- east side -- from Catalina Avenue to 70 feet south thereof

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 10th day of September, 1985, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this _____ day of _____, 19____,

_____
SANDRA E. KENNEDY, CITY CLERK